

Docket No.: 246584US6CONT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/733,269
Applicants: Taiji TORIGOE, et al.
Filing Date: December 12, 2003
For: METHOD OF REPAIRING A NI-BASED ALLOY
PART
Group Art Unit: 1762
Examiner: TUROCY, DAVID P

SIR:

Attached hereto for filing are the following papers:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


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DOCKET NO: 246584US6CONT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :
Taiji TORIGOE, et al. : EXAMINER: TUROCY, D. P.
SERIAL NO: 10/733,269 : DATE ALLOWED: OCTOBER 3, 2006
FILED: December 12, 2003 : GROUP ART UNIT: 1762
FOR: METHOD OF REPAIRING :
A NI-BASED ALLOY PART

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313-1450

SIR:

The following comment is in response to the Statement of Reasons for Allowance referred to in the Notice of Allowability dated October 3, 2006, and set forth in the Official Action dated June 26, 2006.

The Statement of Reasons For Allowance included on page 2 of the Notice of Allowability and page 3 of the Official Action dated June 26, 2006, suggests that the claims are allowable because “[n]one of the prior art cited or reviewed by the examiner alone or in combination reasonably suggest only partially removing an undercoat comprising Co—based MCrAlY and replacing only the removed portion with a Ni-based MCrAlY layer.” The Applicants submit that both instances of the use of the term “only” in this statement is unwarranted and that this statement does not reflect the language recited in the allowed independent claims. The statement suggests that the independent claims recite “*only partially* removing an undercoat” (emphasis added), while the independent claims more precisely

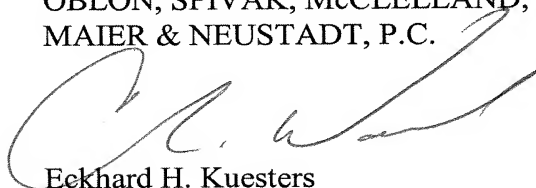
Application Serial No.: 10/733,269
Taiji TORIGOE, et al.

recite removing a “denatured portion of the undercoat layer corresponding to the damaged portion” of the topcoat layer. This phrase does not specify *only partial removal of the undercoat layer*. Furthermore, the statement suggests that the independent claims recite “replacing *only the removed portion* with a Ni-based MCrAlY layer” (emphasis added), while independent Claim 1 more precisely recites “forming another topcoat layer in the removed portion, where the original undercoat layer has been removed...” and independent Claims 6 and 21 more precisely recite “applying spray to a removed portion, where the undercoat layer has been removed, to formed another undercoat layer...” These phrases do not specify *replacing only the removed portion*.

The Applicants submit that the Examiner’s Statement does not accurately reflect the above portions of the allowed claims. Accordingly, it is respectfully submitted that the Statement of Reasons for Allowance is only applicable to the allowed claims to the degree that is accurately reflects the subject matter recited in the allowed claims, and that the claims are not limited by inaccuracies in the statement.

Respectfully Submitted,

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DOCKET NO.: 246584US6CONT/spo

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Taiji TORIGOE, et al.

SERIAL NUMBER: 10/733,269

GROUP: 1762

FILED: December 12, 2003

EXAMINER: TUROCY, DAVID P.

FOR: METHOD OF REPAIRING A NI-BASED ALLOY PART

REQUEST TO CORRECT TITLE OF INVENTION

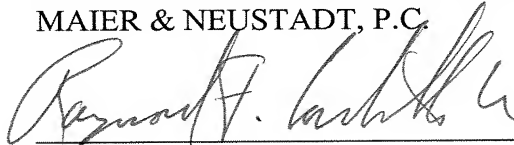
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COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

In the matter of the above-identified application for patent, we hereby request correction of your records to reflect the correct title of the invention. The title of the invention should read as follows: METHOD OF REPAIRING A NI-BASED ALLOY PART.

Respectfully Submitted,

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